

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION No. 3938 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed
to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy
of the judgment ?

4 Whether this case involves a substantial question
of law as to the interpretation of the
constitution of India, 1950 or any order made
thereunder ?

5 Whether it is to be circulated to the civil judge
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PV PATEL - Petitioner(s)

Versus

ADDL. SALES TAX COMMISSIONER & 1 - Respondent(s)

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Appearance :

MR IS SUPEHIA for Petitioner(s) : 1,
MR Dipen Desai, AGP for Respondent(s) : 1,
DS AFF.NOT FILED (R) for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 08/02/2007

ORAL JUDGMENT

By way of this Special Civil Application
under Article 226 of the Constitution of India,

the petitioner has prayed for an appropriate writ, order or direction quashing and setting aside the impugned order dated 2.5.1997 by which it was held that the petitioner is not entitled to the benefit of higher pay-scale.

2. Today when the matter is called out, Shri Dipen Desai, learned AGP has submitted that subsequently on completion of 9 years of service by order dated 4th May 1999 the petitioner has already been granted the benefit of higher pay-scale. He has produced on record a xerox copy of the order dated 4th May 1999 which is directed to be taken on record. In view of the above, no further order is required to be passed as no cause survives. Accordingly, this Special Civil Application is disposed of. Rule is discharged. No costs.

[M.R. Shah, J.]

rmr.